IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.859 OF 2005
IN
SUIT NO.2029 OF 1993

D. Kasturi Rangan ....Plaintiff
V/s.
J.S. Shetty & Ors. ....Defendants

Mr.A.P. Rege for the Plaintiff.
Mr.R.H. Deshpande for Defendant No.1.
Ms.Aparna Murlidharan i/b Mr.P.G. Lad for Defendant No.3.

CORAM : S.J. VAZIFDAR, J.
DATED : 17TH JULY, 2007.

P.C. :

1. Defendant No.1 in his affidavit in reply has stated that he will not create any third party right in respect of the suit flat till the final disposal of the suit. Defendant No.1 has therefore prayed that the suit itself may be decided without going into the merits of the Notice of Motion.

2. In the circumstances, pending the hearing and final disposal of the suit, the Defendants shall not dispose of, alienate, encumber, part with possession of or create any third party rights, title and/or interest in, to, upon or in respect of the suit flat.

3. The Notice of Motion is accordingly disposed

of.